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Huntington, Utah 84528

August 8, 2007

Utah Coal Program
Utah Division of Oil, Gas, and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

JK
Incoming
C/015/0018

Subj: Amendment to Update the Legal and Financial Volume to Include Lease UTU-84285 and BLM ROW UTU-52401 for the Deer Creek Mine, PacifiCorp, C/015/0018, Emery County, Utah

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits an amendment to include the description of lease UTU-84285, better known as the Mill Fork West Lease, into the Legal and Financial Volume. Also included with this submittal is updated information pertaining to the BLM Right of Way amended and granted on December 14, 2006. The two stated inclusions are discussed below.

PacifiCorp acquired the Mill Fork West Lease (encompassing 213.57 acres) on October 11, 2006. The inclusion of the lease in the permit area allows for maximum coal extraction between the western boundary of the Mill Fork State Lease (ML-48258) and the surface expression of the Joe's Valley Fault. Mining plan approval was signed by the Assistant Secretary on March 22, 2007. Volume 12 of the Deer Creek MRP was up-dated with this newly approved boundary on January 19, 2007 and clean copies have been incorporated.

The BLM Right of Way (UTU-52401) was amended to authorize existing facilities that were partially within the existing Right of Way (off lease but within permit) and partially on a mineral lease (SL-064607/064621) which has subsequently been relinquished. The amended Right of Way encumbers and additional 1.1 acres for a total of 1.84 acres. The original Right of Way consisted of 0.74 acres.

This amendment includes changes in the Legal and Financial Volume main text and appendices updating the permit acreage and description of the permit boundary. Updates have also been made to various maps of the MRP and are listed in Table 1. This submittal includes one (1) hard copy of each of the listed maps to show the revised permit boundary. Please note that the maps do not include a Professional Engineer's (PE) signature. Upon approval, clean copies of these maps with the required PE certification will be submitted.

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File in:
C/015/0018, 2007, Incoming
Refer to:
☐ Confidential
☐ Shelf
☒ Expandable
Date *8/8/07* For additional information

Table 1: Mining and Reclamation Plan Maps Showing Revised Permit Boundary.

Volume 4:	Volume 5:	Volume 6:	Volume 7:
1-1, CM-10522-DR	3-6, CM-10899-DR	4-5, CM-10400-DR	5-1, CM-10673-DR
1-2, CM-10521-DR	3-7, CM-10900-DR	4-5, CM-10590-DR	
1-3, CM-10367-DR			
1-4, CM-10882-DR			
2-14, CE-10488-DR			
2-15, CM-10485-DR			
2-16, CE-10498-DR			
2-18A, CM-10595-DR			
2-18B, CM-10588-DR			
2-19A, CM-10906-DR			
2-19B, CM-10543-DR			

The listed maps are also provided on a CD for ease of distribution to reviewers. The CD is included with this submittal. Upon approval, seven (7) clean copies (with required PE certification) of the maps will be submitted for incorporation.


Mining and Reclamation Plan changes are as follows:

Legal and Financial Volume -

- Text Section - pages 3, 6, and 11 (redlined/strikeout text)
- Appendix C - Entire Deer Creek Right of Entry Information Section
- Appendix G - Entire Deer Creek Permit Boundary Description
- Volume 4 - Plates 1-1, 1-2, 1-3, 1-4, 2-14, 2-15, 2-16, 2-18A, 2-18B, 2-19A, 2-19B
- Volume 5 - Plates 3-6, 3-7,
- Volume 6 - Plates 4-5 (two maps)
- Volume 7 - Plate 5-1

The required C1/C2 forms are included with this submittal. If you require additional information or have any questions or concerns regarding this submittal, please contact myself at 435-687-4712 or Dennis Oakley at 435-687-4825.

Sincerely,



for Kenneth S. Fleck
Manager of Geology and Environmental Affairs

- Encl C1/C2 Form
- Legal and Financial Volume, Page 3 and 6 (7 each)
 - Appendix C, Deer Creek Section (7 each)
 - Appendix G, Deer Creek Section (7 each)
 - Volume 4 - Plates 1-1, 1-2, 1-3, 1-4, 2-14, 2-15, 2-16, 2-18A, 2-18B, 2-19A, 2-19B (1 hard copy each)
 - Volume 5 - Plates 3-6, 3-7 (1 hard copy each)
 - Volume 6 - Plates 4-5 (2 maps, 1 hard copy each)
 - Volume 7 - Plate 5-1 (1 hard copy)
 - Map CD (7 each)

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/0018

Title: Amendment to Update the Legal and Financial Volume to Include Lease UTU-84285 and BLM ROW UTU-52401 for the Deer Creek Mine, PacifiCorp, C/015/0018, Emery County, Utah

Description, Include reason for application and timing required to implement:

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- ☒ Yes ☐ No 1. Change in the size of the Permit Area? Acres: 1.1 acres ☒ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO# _____
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☐ Yes ☒ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☒ Yes ☐ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV # _____
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?
- Explain: _____
- ☐ Yes ☒ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☐ Yes ☒ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☐ Yes ☒ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☐ Yes ☒ No 15. Does the application require or include soil removal, storage or placement?
- ☐ Yes ☒ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☐ Yes ☒ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☐ Yes ☒ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☐ Yes ☒ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☐ Yes ☒ No 21. Have reclamation costs for bonding been provided?
- ☐ Yes ☒ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☐ Yes ☒ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Dennis Oakley
for Kenneth S. Fleck
Print Name

Dennis Oakley
Sr. Environmental Engineer
Manager of Geology and Environmental Affairs
Sign Name, Position, Date

Subscribed and sworn to before me this 8th day of AUGUST, 2008

Notary Public
My commission Expires: MAY 25, 2008
Attest: State of UTAH
County of SALT LAKE



For Office Use Only:

Assigned Tracking
Number:

Received by Oil, Gas & Mining

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DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/0018

Title: Amendment to Update the Legal and Financial Volume to Include Lease UTU-84285 and BLM ROW UTU-52401 for the Deer Creek Mine, PacifiCorp, C/015/0018, Emery County, Utah

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

[illegible]

Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

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